

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION - DETROIT**

IN RE:

Markia Stevenson,

CHAPTER 13
CASE NO. 19-56842-MLO
DEBTOR. JUDGE MARIA L. OXHOLM

TRUSTEE'S MOTION TO DISMISS CHAPTER 13 CASE

NOW COMES the Chapter 13 Standing Trustee in this matter, David Wm. Ruskin, and moves this Honorable Court to dismiss Debtor's Chapter 13 case, and in support thereof states as follows:

1. Debtor commenced this case by filing a voluntary petition under Chapter 13 of the United States Bankruptcy Code on November 27, 2019.
2. The First Meeting of Creditors pursuant to Section 341 of the United States Bankruptcy Code was scheduled for January 13, 2020, at 12:00 p.m. At that meeting, Debtor disclosed that Debtor does not have property insurance on a 2008 Dodge Charger and 2012 Nissan Sentra.
3. Debtor's lack of insurance on a 2008 Dodge Charger and 2012 Nissan Sentra creates a substantial risk of loss or damage to property of the estate and substantial risk of liability of the estate should injury or damage result from or arise out of Debtor's uninsured property. Debtor's lack of insurance on a 2008 Dodge Charger and 2012 Nissan Sentra constitutes cause for dismissal pursuant to 11 USC Section 1307(c).

WHEREFORE, your Trustee requests this Court enter its Order dismissing this case and granting such other relief as is just.

OFFICE OF DAVID WM. RUSKIN,
STANDING CHAPTER 13 TRUSTEE

Dated: January 30, 2020

By: /s/ Thomas D. DeCarlo
DAVID Wm. RUSKIN (P26803)
LISA K. MULLEN (P55478)
THOMAS D. DECARLO (P65330)
Attorneys for Chapter 13 Trustee
1100 Travelers Tower, 26555 Evergreen Road
Southfield, MI 48076-4251

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
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IN RE:

Markia Stevenson,

DEBTOR.

CHAPTER 13
CASE NO. 19-56842-MLO
JUDGE MARIA L. OXHOLM

ORDER DISMISSING CHAPTER 13 CASE

This matter came on for hearing upon a Motion filed by the Chapter 13 Standing Trustee pursuant to Local Bankruptcy Rule 9014-1, a Notice of Trustee's Motion to Dismiss Chapter 13 Case having been provided, and the Court being otherwise sufficiently advised in the premises

IT IS HEREBY ORDERED that the above captioned proceeding is hereby dismissed.

IT IS FURTHER ORDERED that the Clerk's Office shall immediately provide notice of the entry of this Order to all creditors listed in this case, Debtor, Debtor's attorney, if any, and the Trustee.

IT IS FURTHER ORDERED that David Wm. Ruskin, Trustee, is discharged as Trustee and the Trustee and his surety are released from any and all liability on account of the within proceedings.

EXHIBIT 1

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION - DETROIT

IN RE:

MARKIA STEVENSON,

DEBTOR.

CHAPTER 13

CASE NO. 19-56842-MLO

JUDGE MARIA L. OXHOLM

AKA or DBA (if any):

Markia Barnett-Stevenson

Markia Barnett

Address(es):

15705 Goddard

Southgate, MI 48195-0000

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Social Security Number(s):

Employer's Tax Identification (EIN) No(s). (if any):

NOTICE OF TRUSTEE'S MOTION TO DISMISS CHAPTER 13 CASE

The Chapter 13 Trustee has filed papers with the Court to dismiss Debtor's Chapter 13 Case.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult with one.)

If you do not want the Court to dismiss Debtor's case, or if you want the Court to consider your views on the Trustee's Motion, within 14 days, you or your attorney must:

1. File with the Court a written response or an answer, explaining your position at:*

United States Bankruptcy Court
211 W. Fort Street, Suite 2100
Detroit, MI 48226

If you mail your response to the Court for filing, you must mail it early enough so the court will **receive** it on or before the date stated above. All attorneys are required to file pleadings electronically. You must also mail a copy to:

OFFICE OF THE CHAPTER 13 STANDING TRUSTEE
ATTN: MOTION DEPARTMENT
1100 Travelers Tower
26555 Evergreen Road
Southfield, MI 48076-4251

2. If a response or answer is timely filed and served, the clerk will schedule a hearing on the Motion and you will be served with a notice of the date, time and location of the hearing.

If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought in the Motion and may enter an Order granting that relief.

OFFICE OF DAVID WM. RUSKIN,
STANDING CHAPTER 13 TRUSTEE

Dated: January 30, 2020

By: /s/ Thomas D. DeCarlo
DAVID Wm. RUSKIN (P26803)
LISA K. MULLEN (P55478)
THOMAS D. DECARLO (P65330)
Attorneys for Chapter 13 Trustee,
David Wm. Ruskin
1100 Travelers Tower
26555 Evergreen Road
Southfield, MI 48076-4251
Telephone (248) 352-7755

EXHIBIT 2

*Response or answer must comply with F.R.CIV.P. 8(b), (c) and (e)

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
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DEBTOR.

CHAPTER 13

CASE NO. 19-56842-MLO

JUDGE MARIA L. OXHOLM

**CERTIFICATE OF SERVICE OF TRUSTEE’S
MOTION TO DISMISS CHAPTER 13 CASE**

I hereby certify that on January 30, 2020, I electronically filed the Trustee’s Motion to Dismiss Chapter 13 Case, Notice and Opportunity for Hearing and Proposed Order with the Clerk of the Court using the ECF system which will send notification of such filing to the following:

The following parties were served electronically:

JAAFAR LAW GROUP PLLC
1 Parklane Blvd Ste 729 East
DEARBORN, MI 48126-0000

The following parties were served via First Class Mail at the addresses below by depositing same in a United States Postal Box with the lawful amount of postage affixed thereto:

Markia Stevenson
15705 Goddard
Southgate, MI 48195-0000

/s/ Vanessa Wild

Vanessa Wild
For the Office of David Wm. Ruskin
Chapter 13 Standing Trustee-Detroit
1100 Travelers Tower
26555 Evergreen Road
Southfield, MI 48076-4251
(248) 352-7755

EXHIBIT 4